



DCB-011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Dane C. BUTZER

Serial No.: 10/614,147

Filed: July 7, 2003

For: Cell Phone Mouse

Art Unit: 2673

Examiner: n/y/a

Tel: n/y/a

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING (37 CFR § 1.8)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on Dec. 30, 2003 Dane C. Butzer  
Date By: Dane C. Butzer

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant respectfully requests that the Examiner consider this information disclosure statement and the accompanying documents. Applicant also requests that the Examiner initial the accompanying PTO Form PTO/SB/08 so as to indicate that the accompanying documents have been considered and made formally of record, and that the Examiner return an initialed copy of the Form PTO/SB/08 to Applicant.

Authority

This information disclosure statement is being filed pursuant to:

- ☒ 37 C.F.R. § 1.97(b). This information disclosure statement is being filed either (1) within three months of the filing date of the national application; (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; or (3) before the mailing date of a first Office Action on the merits, whichever event occurred last.

Accordingly, this information disclosure statement requires no fee and no certification.

- ☐ 37 C.F.R. § 1.97(c). This information disclosure statement is being filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing date of either (1) a final action under 37 C.F.R. § 1.113 or (2) a notice of allowance under 37 C.F.R. § 1.311.

Accordingly, this information disclosure statement requires either the fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) (\$180), or a certification according to 37 C.F.R. § 1.97(e).

- ☐ 37 C.F.R. § 1.97(d). This information disclosure statement is being filed after the period specified in 37 C.F.R. § 1.97(c).

Accordingly, this information disclosure statement requires the petition fee specified in 37 C.F.R. § 1.17(i)(1) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) (\$130), a certification according to 37 C.F.R. § 1.97(e), and a petition requesting consideration of the information disclosure statement.

Conditional Petitions

It is respectfully requested that this information disclosure statement be considered, good cause being presented in hereinbelow under "Certification." Please treat this paper as the required petition.

If this information disclosure statement crosses in the mail with an Office Action, or is otherwise not in the indicated category of 37 C.F.R. § 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record.

To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.

Payment

Please charge any additional required fee or credit any overpayment to Deposit Account Number 50-0365. An additional copy of this information disclosure statement is enclosed.

A check is enclosed as indicated:

- ☒ No fee is due.
- ☐ The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) is enclosed (\$180).
- ☐ The petition fee specified in 37 C.F.R. § 1.17(i) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) is enclosed (\$130).

Certification

- ☒ No certification is necessary
- ☐ Pursuant to 37 C.F.R. § 1.97(e)(1), I certify that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.
  - ☐ The “communication from a foreign patent office” referred to in the certification is an International Search Report, possibly issued by the U.S. Patent and Trademark Office in its capacity as an

International Search Authority or International Preliminary  
Examining Authority.

- ☐ The "counterpart foreign application" referred to in the certification corresponds to an ancestor or descendant application of the application for which this information disclosure statement is filed.
- ☐ Pursuant to 37 C.F.R. § 1.97(e)(2), I certify that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Additional Statement

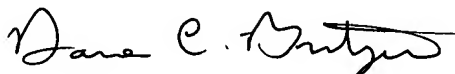
- ☒ Copies of the cited documents are enclosed.
- ☐ An additional statement regarding this information disclosure statement and/or the documents accompanying this information disclosure statement are enclosed.
- ☐ Copies of the cited documents are of record in parent application serial number \_\_\_/\_\_\_\_\_ and will be provided if the Examiner deems it convenient.

Closing

Applicant, who is also a register patent attorney, can be reached at (614) 486-

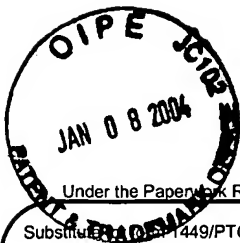
3585.

Respectfully submitted,



Dated: December 30, 2003

Dane C. Butzer  
Reg. No. 43,521



PTO/SB/08B (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute Form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number 10/614,147

Filing Date July 7, 2003

First Named Inventor Dane C. BUTZER

Art Unit n/y/a

Examiner Name n/y/a

Attorney Docket Number DCB-011

Sheet

1

of

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**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	www.apinex.com/ret2/mphaan.html (printed Dec. 30, 2003)	
	2	www.howard.co.kr/computer/mouse/wmp100.htm (printed Dec. 30, 2003)	
	3	www.ec21.com/co/n/novelties/product.html?grp=1&cid=1 (printed Dec. 30, 2003)	
	4	www.ec21.com/co/n/novelties/product.html?grp=1&cid=2 (printed Dec. 30, 2003)	
	5	www.giftsandgadgetsonline.com/mousephone.html (printed Dec. 30, 2003)	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.